

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

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JAVIER ESPINAL, XAVIER ROSARIO,  
LUIGI DORTONO, MANUEL DELGADO,  
SABUHAN AZIROV, and all others similarly  
situated,

**Case No. 18-cv-00738**

Plaintiffs

v.

LEONID POGORILER, PETER CREUS,  
ONE OF KIND TRANSPORTATION, INC.,  
ALL AROUND MANAGEMENT, INC., ALL  
POINTS TRANSPORTATION GROUP,  
INC., YAN MOSHE, NAZAR NIKSON,  
MNBT CORP., EXCEL SURGERY  
CENTER, LLC, HEALTH PLUS SURGERY  
CENTER, LLC and JOHN DOE  
DEFENDANTS 1-10,

[PROPOSED] ORDER  
APPROVING FLSA  
SETTLEMENT AND 60-  
DAY ORDER OF  
DISMISSAL

Defendants.

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The Court having held a hearing on January 21, 2020 on Plaintiffs' Unopposed Motion for Approval of FLSA Settlement, and having made findings on the record that: 1) the proposed settlement seeks to resolve a bona fide dispute between the parties; 2) the terms of the proposed settlement are fair and reasonable to Plaintiffs; and 3) the compromise does not frustrate the implementation of the Fair Labor Standards Act, hereby **GRANTS** the motion.

**IT IS ORDERED** that this action is hereby **DISMISSED**, with prejudice as to the parties, provided that Plaintiffs may **within 60 days**, reopen the action if payment of the Settlement has not been made within 30 days of the date of this **ORDER**.

**IT IS SO ORDERED.**

1/29, 2020

  
Michael A. Hammer  
UNITED STATES MAGISTRATE JUDGE